



Reprinted
March 28, 2001

ENGROSSED SENATE BILL No. 170

DIGEST OF SB 170 (Updated March 27, 2001 3:51 PM - DI 69)

Citations Affected: IC 6-6.

Synopsis: Hazardous waste disposal tax. Allows certain counties to use the county share of the hazardous waste disposal tax to pay the costs associated with: (1) the construction or rehabilitation of a facility used for training county and local public health and public safety officers in the proper procedures for dealing with emergencies involving hazardous substances or hazardous waste; and (2) any other project that has identifiable environmental benefits.

Effective: July 1, 2001.

Lawson C, Simpson
(HOUSE SPONSORS — CROSBY, SCHOLER)

January 8, 2001, read first time and referred to Committee on Environmental Affairs.
January 30, 2001, amended, reported favorably — Do Pass.
February 5, 2001, read second time, ordered engrossed. Engrossed.
February 6, 2001, read third time, passed. Yeas 48, nays 1.

HOUSE ACTION

February 26, 2001, read first time and referred to Committee on Local Government.
March 21, 2001, reported — Do Pass.
March 27, 2001, read second time, amended, ordered engrossed.

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ES 170—LS 7232/DI 69+



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First Regular Session 112th General Assembly (2001)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2000 General Assembly.

ENGROSSED SENATE BILL No. 170

A BILL FOR AN ACT to amend the Indiana Code concerning
taxation and environmental law.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 6-6-6.6-3 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 3. (a) Seventy-five
3 percent (75%) of the revenue produced by the levy imposed under
4 section 2 of this chapter shall be deposited in the hazardous substances
5 response trust fund established by IC 13-25-4-1 and twenty-five
6 percent (25%) of the revenue shall be paid over to the county in which
7 the disposal facility is located.
8 (b) ~~The revenue~~ **Except as provided in subsection (e), the revenue**
9 paid over to the county under subsection (a) shall be deposited in a
10 separate fund established by the county for the purposes of the
11 following:
12 (1) Establishing monitoring wells on land near the site of the
13 disposal facility.
14 (2) Analyzing samples from the monitoring wells established
15 under subdivision (1).
16 (3) Conducting other types of testing and surveillance for
17 hazardous waste contamination of land near the disposal facility.

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(4) Providing training for county and local public health and public safety officers in the proper procedures for dealing with emergencies involving hazardous substances or hazardous waste.

(5) Providing special clothing and equipment needed by county and local public health and public safety officers for dealing with emergencies involving hazardous substances or hazardous waste.

(6) Funding research on alternatives to land disposal as a means of eliminating hazardous waste.

(7) Paying the cost of hazardous waste, hazardous substance, or solid waste removal and remedial action at a site located within the county.

(8) Meeting the county's requirements under IC 13-21 for the planning and implementation of a solid waste management district plan.

(9) Paying the costs associated with the construction or rehabilitation of a facility used for training described in subdivision (4).

(10) Paying the costs associated with any other project that has identifiable environmental benefits.

(c) The county fund established under subsection (b) shall be administered by the county treasurer, and the expenses of administering the fund shall be paid from money in the fund. Money in the fund not currently needed to meet the obligations of the fund may be invested in the same manner as other public funds may be invested. Interest that accrues from these investments shall be deposited in the fund. Money in the fund at the end of a particular fiscal year does not revert to the county general fund.

(d) No money in the county fund established under subsection (b) shall be used for activities authorized in subsection (b)(8) or (b)(9) until the purposes listed in subsection (b)(1) through (b)(7) have been fulfilled.

(e) Subsections (b)(9) and (b)(10) of this section do not apply to a county having a population of more than 300,000 but less than 400,000.

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SENATE MOTION

Mr. President: I move that Senator Lawson C be added as second author of Senate Bill 170.

SIMPSON

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COMMITTEE REPORT

Mr. President: The Senate Committee on Environmental Affairs, to which was referred Senate Bill No. 170, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 2, between lines 13 and 14, begin a new line block indented and insert:

"(9) Paying the costs associated with the construction or rehabilitation of a facility used for training described in subdivision (4)."

Page 2, line 14, delete "9" and insert "10".

and when so amended that said bill do pass.

(Reference is to SB 170 as introduced.)

GARD, Chairperson

Committee Vote: Yeas 9, Nays 0.

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SENATE MOTION

Mr. President: I move that Senator Simpson be removed as author of Senate Bill SB 170 and that Senator Lawson C be substituted therefor.

SIMPSON

SENATE MOTION

Mr. President: I move that Senator Lawson C be removed as second author of Senate Bill SB 170 and Senator Simpson be substituted therefor.

LAWSON C

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred Senate Bill 170, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

STEVENSON, Chair

Committee Vote: yeas 11, nays 0.

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HOUSE MOTION

Mr. Speaker: I move that Engrossed Senate Bill 170 be amended to read as follows:

Page 1, line 8, strike "The revenue" and insert "**Except as provided in subsection (e), the revenue**".

Page 2, after line 30 , begin a new paragraph and insert:

"(e) Subsections (b)(9) and (b)(10) of this section do not apply to a county having a population of more than 300,000 but less than 400,000."

(Reference is to ESB 170 as printed March 22, 2001.)

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